

of onsite disposal under the Option 2 limits of the 1981 BTP the Harvard Avenue site could be released for unrestricted use, and doses to hypothetical intruders, who might construct homes and consume groundwater and foodstuffs grown in the wastes, would be acceptable. The principle comments made by CCBH were to correct technical inconsistencies, in the Site Remediation Plan, related to the design of the proposed Bert Avenue disposal cell.

A draft of this environmental assessment was also transmitted to ODH, OEPA, CCBH, and the Mayor of Newburgh Heights, Ohio. The CCBH, OEPA, and the Mayor of Newburgh Heights had no comments on the draft EA. ODH concurred with the dose assessment modeling results, and indicated that the proposed action will be protective of public health. ODH also commented that they desired a mechanism for detecting disposal cell failure and deed restrictions that would limit any type of activity that might jeopardize disposal cell integrity. As indicated above, NRC staff consider that under the Option 2 disposal conditions, the Harvard Avenue site can be released for unrestricted use, without post-closure controls related to radioactive materials.

The NRC staff requested a review by the Ohio Historic Preservation Office (OHPO) of the Harvard Avenue property. The OHPO concluded that the project, if completed as proposed, would have no effect on properties listed on or eligible for the National Register of Historical Places.

No other sources of information were used beyond those which are referenced in the report.

#### Finding of No Significant Impact

Based on the environmental assessment, the Commission concludes that the issuance of the license amendment will not have a significant impact on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

#### Opportunity for a Hearing

On April 11, 1994, the NRC published in the *FR* a notice of Consideration of Amendment to Chemetron Corporation License and Opportunity for Hearing (59 FR 17124) with respect to the matters covered in the amendment that is the subject of this notice. In response to that notice, Earth Day Coalition submitted a petition for hearing. On July 7, 1994, the Presiding Officer granted a three week period for Earth Day Coalition to

supplement a deficient hearing request. The Coalition's petition failed to demonstrate that the NRC's standing requirements were met and that its concerns were germane to the subject matter of the proceeding. Because the Coalition did not file the supplemental information, on September 1, 1994, the Presiding Officer dismissed the proceeding. Accordingly, the agency has complied with its rules in 10 CFR Part 2, Subpart L, and no further offer of an opportunity for a hearing is made regarding the subject matter of this notice.

The environmental assessment and the documents related to this proposed action are available for public inspection and copying at the NRC's Public Document Room, 2120 L Street, N.W., Washington, DC 20555, and the NRC's Local Public Document Room at the Garfield Heights Branch Library, 5409 Turney Road, Garfield Heights, Ohio, (Docket No. 040-08724).

For additional information, contact Timothy C. Johnson, Section Leader, Materials Decommissioning Section, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, (310) 415-7299.

Dated at Rockville, Maryland, this 31st day of May 1996.

For the Nuclear Regulatory Commission  
Robert A. Nelson,

*Acting Chief, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.*

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#### Advisory Committee on Nuclear Waste; Renewal Notice

**AGENCY:** U.S. Nuclear Regulatory Commission (NRC)

**ACTION:** Notice of renewal of the Advisory Committee on Nuclear Waste for a period of two years.

**SUPPLEMENTARY INFORMATION:** The Nuclear Regulatory Commission has determined that renewal of the Charter for the Advisory Committee on Nuclear Waste for the two year period commencing on May 30, 1996, is in the public interest in connection with duties imposed on the Commission by law. This action is being taken in accordance with the Federal Advisory Committee Act after consultation with the Committee Management Secretariat, General Services Administration.

The purpose of the Advisory Committee on Nuclear Waste is to provide advice to the U.S. Nuclear

Regulatory Commission (NRC) on nuclear waste disposal facilities, as directed by the Commission. This includes 10 CFR Parts 60 and 61 and other applicable regulations and legislative mandates such as the Nuclear Waste Policy Act, the Low-Level Radioactive Waste Policy Act, and the Uranium Mill Tailings Radiation Control Act, as amended. The primary emphasis will be on disposal facilities. In performing its work, the Committee will examine and report on those areas of concern referred to it by the Commission or its designated representatives, and will undertake other studies and activities related to those issues as directed by the Commission. The Committee will interact with representatives of NRC, ACRS, other federal agencies, state and local agencies, Indian Tribes, private organizations, etc., as appropriate to fulfill its responsibilities.

For Further Information Please Contact: John T. Larkins, Executive Director of the Committee, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone (301) 415-7360.

Dated: May 30, 1996.

Andrew L. Bates,

*Federal Advisory Committee Management Officer.*

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#### OFFICE OF GOVERNMENT ETHICS

##### Extension and Revocation of Post-Employment Waiver

**AGENCY:** Office of Government Ethics (OGE).

**ACTION:** Notice; extension and revocation of waiver.

**SUMMARY:** The Office of Government Ethics is giving notice of the extension, for up to an additional four months (until November 1, 1996 or the effective date of any corrective legislation, if earlier), of a short-term post-Government employment waiver of certain "senior employee" restrictions it granted earlier this year to position holders who, but for the pay raise authorized by Executive Order 12984 (or a pay raise tied thereto), would not receive a rate of basic pay equal to or greater than the rate of basic pay for level V of the Executive Schedule. This additional extension is provided to allow time for full consideration of legislation pending in this Congress which contains a new definition of "senior employee" complementary to this waiver. This shall also serve as